

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
SOUTHERN DIVISION**

**JOHN A. RHODE, #2009050080**

**PLAINTIFF**

**VERSUS**

**CIVIL ACTION NO. 1:09-cv-388-LG-RHW**

**SHERIFF DAVID ALLISON  
and STEVE GARBER**

**DEFENDANTS**

**FINAL JUDGMENT**

This cause is before the Court, *sua sponte*, for consideration of dismissal. Pursuant to the Memorandum Opinion and Order issued this date and incorporated herein by reference,

**IT IS HEREBY ORDERED AND ADJUDGED** that this cause be, and is hereby, dismissed without prejudice, pursuant to FED. R. CIV .P. 41(b).

**SO ORDERED AND ADJUDGED** this the 19<sup>th</sup> day of November, 2009.

s/ *Louis Guirola, Jr.*  
LOUIS GUIROLA, JR.  
UNITED STATES DISTRICT JUDGE